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SEP 09 2005

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TO: General Fax Number

U.S. Patent and Trademark
Office

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FROM: Bryan J. Lempia

RE:

PAGES (INCLUDING THIS PAGE): 54

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FAX TRANSMISSION

DATE: September 9, 2005

PTO IDENTIFIER: Application Number 07/699,479
Patent Number

Inventor:

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (571) 273-8300

FROM: MARSHALL, GERSTEIN & BORUN LLP

Bryan J. Lempia

PHONE: (312) 474-6300

Attorney Dkt. #: 06011/30226

PAGES (Including Cover Sheet): 53

CONTENTS: Communication Regarding Status Of Response To Official Action (1 page)
Certificate of Transmission (1 page)

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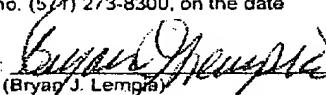
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Dated: September 9, 2005

Signature:



(Bryan J. Lempia)

Docket No.: 06011/30226
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
David L. Fosnaugh

Application No.: 07/699,479

Filed: May 13, 1991

Art Unit: 3724

For: DIE-SHAPING APPARATUS AND PROCESS AND
PRODUCT FORMED THEREBY Examiner: Stephen Choi

COMMUNICATION REGARDING STATUS OF RESPONSE TO OFFICIAL ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper is submitted at the request of the examiner, Stephen Choi (272-4504), in the above-identified application. The applicants submitted a Response to an official action dated April 7, 2004. The response was submitted on October 7, 2004 and has been entered into the USPTO system. However, the Response documents have not been scanned and the response has not been forwarded with the file to the examiner.

The applicants submit herewith a true copy of the Response and accompanying papers as filed on October 7, 2004. This true copy is being re-sent at the request of the examiner in order to move prosecution forward. The office is asked to contact the undersigned at the telephone number listed below with any questions.

Dated: September 9, 2005

Respectfully submitted,

By 
Bryan J. Lempia
Registration No.: 39,746
MARSHALL, GERSTEIN & BORUN LLP
233 S. Wacker Drive, Suite 6300
Sears Tower
Chicago, Illinois 60606-6357
(312) 474-6300
Attorney for Applicant

COPY

PTO/SB/21 (04-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

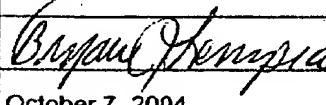
(to be used for all correspondence after initial filing)

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	07/699,479
		Filing Date	May 13, 1991
		First Named Inventor	David L. Fosnaugh
		Art Unit	3724
		Examiner Name	Stephen Choi
		Total Number of Pages in This Submission	Attorney Docket Number

ENCLOSURES (Check all that apply)

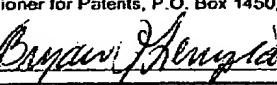
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input checked="" type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	MARSHALL, GERSTEIN & BORUN LLP Bryan J. Lempia - 39,746
Signature	
Date	October 7, 2004

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Dated: October 7, 2004

Signature:  (Bryan J. Lempia)

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PTO/SB/17 (10-03)

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 2132.00)

Complete If Known

Application Number	07/699,479
Filing Date	May 13, 1991
First Named Inventor	David L. Fosnaugh
Examiner Name	Stephen Choi
Art Unit	3724
Attorney Docket No.	06011/30226

METHOD OF PAYMENT (check all that apply)

 Check Credit Card Money Order Other None

Deposit Account:

 Deposit Account Number **13-2855**

 Deposit Account Name **MARSHALL, GERSTEIN & BORUN LLP**

The Director is authorized to: (check all that apply)

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 Charge any additional fee(s) or any underpayment of fee(s)

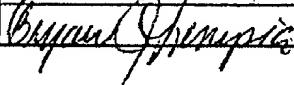
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FEE CALCULATION (continued)

3. ADDITIONAL FEES

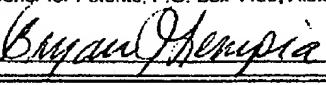
Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Description	
1051 130	2051 68	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	880.00
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 185	Notice of Appeal	
1402 330	2402 185	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify)			
*Reduced by Basic Filing Fee Paid		SUBTOTAL (3) (\$)	980.00

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Name (Print/Type)	Bryan J. Lempia	Registration No. (Attorney/Agent)	39,746	Telephone (312) 474-6300
Signature			Date	October 7, 2004

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Dated: October 7, 2004

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PTO/SB/87 (09-04)

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Application No. (if known): 07/699,479

Attorney Docket No.: 06011/30226

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on September 9, 2005
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Bryan J. Lempia

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Communication Regarding Status Of Response To Official Action (1 page)